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4 UNITED STATES DISTRICT COURT
5 NORTHERN DISTRICT OF CALIFORNIA
6 SAN JOSE DIVISION
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8 ALEJANDRO ORNELAS,
9 Plaintiff,

10 v.

11 DEPUTY ANDRADE, et al.,
12 Defendants.

Case No. [23-cv-00785-VKD](#)

ORDER OF TRANSFER

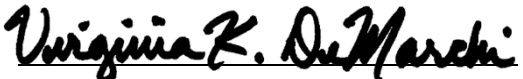
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14 Alejandro Ornelas, a state prisoner currently confined at the Ventura County Jail in
15 Ventura, California, filed a complaint against Jail officers for violating his constitutional rights
16 during a disciplinary hearing. Dkt. No. 1 at 3, 5. The Court notes that Plaintiff used the form
17 complaint for the United States District Court for the Central District of California but filed the
18 complaint in this district. *Id.* at 1.

19 Ventura County Jail is in Ventura County. Because the acts complained of appear to have
20 occurred in Ventura County, which lies within the venue of the Western Division of the Central
21 District of California, *see* 28 U.S.C. § 84(c)(2), venue properly lies in that district and not in this
22 one. *See* 28 U.S.C. § 1391(b). This Court has discretion to either dismiss the case for incorrect
23 venue or transfer it to the proper federal court “in the interest of justice.” *See* 28 U.S.C. § 1406(a).
24 The Court concludes that the interests of justice are best served by the immediate transfer of this
25 action to the United States District Court for the Central District of California.

26 Accordingly, the Court orders that this action shall be transferred. The Clerk of the Court
27 shall transfer the entire file to the Western Division of the Central District of California.

28 **IT IS SO ORDERED.**

1 Dated: February 23, 2023

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4 VIRGINIA K. DEMARCHI
5 United States Magistrate Judge
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United States District Court
Northern District of California